

State of Arizona
House of Representatives
Forty-ninth Legislature
Second Regular Session
2010

House Engrossed
FILED
KEN BENNETT
SECRETARY OF STATE

CHAPTER 190

HOUSE BILL 2064

AN ACT

AMENDING SECTION 41-1515.01, ARIZONA REVISED STATUTES; RELATING TO BIOFUELS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1515.01, Arizona Revised Statutes, is amended to
3 read:

4 41-1515.01. Arizona biofuels conversion program; fund; program
5 termination; definitions

6 A. The Arizona biofuels conversion program is established in the
7 department to encourage the use of biofuels.

8 B. The Arizona biofuels conversion program fund is established
9 consisting of monies received through gifts, grants, donations, other state
10 and United States government funds or private sources.

11 C. ~~On or before January 1, 2009,~~ The director shall develop a
12 procedure for awarding grants from the fund to provide for conversion of
13 existing and installation of new storage and dispensing equipment for
14 biofuels as follows:

15 1. For commercial motor fuel dispensing sites, the procedure for
16 awarding grants shall include consideration of traffic patterns, the
17 proximity to other biofuel dispensing sites, fleet involvement, the
18 population of vehicles that uses biofuels and the costs of the project.

19 2. For county, city, town and school district motor fuel dispensing
20 sites, the procedure for awarding grants shall include consideration of the
21 project plan, the expected usage of biofuels per year for each site, the
22 number of vehicles in the fleet capable of using biofuels and the costs of
23 the project.

24 3. FOR WHOLESALE MANUFACTURING AND DISTRIBUTION FACILITY SITES, THE
25 PROCEDURE FOR AWARDING GRANTS SHALL INCLUDE CONSIDERATION OF THE PROJECT
26 PLAN, THE TYPE OF BIOFUEL TO BE MANUFACTURED OR DISTRIBUTED, AN ASSESSMENT OF
27 POTENTIAL CUSTOMERS FOR THE BIOFUEL TO BE MANUFACTURED OR DISTRIBUTED, HOW
28 THE PROJECT FURTHERS THE USE OF BIOFUELS AND THE COSTS OF THE PROJECT.

29 D. The director shall administer the program and the fund.

30 E. Subject to the availability of monies in the fund, the director
31 shall award grants equal to the lesser of ~~thirty~~ SEVENTY-FIVE thousand
32 dollars or ~~forty per cent~~ of the conversion cost per site to applicants who
33 provide an acceptable project plan that includes a detailed cost schedule and
34 timeline for the completion of the project.

35 F. Monies in the fund:

36 1. Shall be spent only for the purposes prescribed in this section,
37 except that the department may use up to five per cent of the monies in the
38 fund each year to administer the program.

39 2. Are continuously appropriated.

40 3. Are exempt from the provisions of section 35-190 relating to
41 lapsing of appropriations.

42 G. The program established by this section ends on July 1, ~~2013~~ 2015
43 pursuant to section 41-3102.

44 H. For the purposes of this section, "biofuel" and "biomass" have the
45 same meanings prescribed in section 41-2051.

APPROVED BY THE GOVERNOR APRIL 28, 2010.

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FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 28, 2010.